

**IN THE UNITED STATES DISTRICT
COURT FOR THE DISTRICT OF MINNESOTA**

IN RE PORK ANTITRUST
LITIGATION

Case: 0:18-cv-01776-JRT-JFD

This Document Relates To All Direct and
Class Actions

Honorable John R. Tunheim

**DECLARATION OF DANIEL LAYTIN IN SUPPORT OF CLEMENS FOOD
GROUP, LLC'S AND THE CLEMENS FAMILY CORPORATION'S
MOTION FOR SUMMARY JUDGMENT**

I, Daniel Laytin, hereby declare:

1. I am an attorney at the law firm of Kirkland & Ellis LLP. I represent Defendants Clemens Food Group, LLC and The Clemens Family Corporation ("Clemens") in the above-referenced matter. I have personal knowledge of the facts set forth in this Declaration in support of Clemens' Motion for Summary Judgment.

2. A true and correct copy of the following exhibits are attached to this declaration:¹

Exhibit	Description	Under Seal
CLMNS-Ex.1	Report of Plaintiffs' Expert Dr. Russell Lamb	Yes
CLMNS-Ex.2	Reply Report of Plaintiffs' Expert Dr. Hal Singer	Yes
CLMNS-Ex.3	Report of Plaintiffs' Expert Dr. Russell Mangum	Yes
CLMNS-Ex.4	Deposition of Plaintiffs' Expert Dr. J. Douglas Zona	Yes

¹ All expert reports and deposition transcripts are excerpted with the exception of CLMNS-Ex.18, the Corrected Report of Clemens' Expert Dr. Bruce Babcock, which is included in full.

CLMNS-Ex.5	Deposition of Robert Ruth, Former President of Clemens' hog-production affiliate Country View Family Farms	No
CLMNS-Ex.6	Report of Plaintiffs' Expert Dr. J. Douglas Zona	Yes
CLMNS-Ex.7	Deposition of Joshua Rennells, Clemens' former Senior Vice President and CFO	No
CLMNS-Ex.8	Deposition of George Wean, Clemens' former Director of Fresh Pork Sales	No
CLMNS-Ex.9	Deposition of Jeffrey Ettinger, Hormel's former CEO	No
CLMNS-Ex.10	Deposition of Clemens Corporate Representative under Federal Rule of Civil Procedure 30(b)(6)	No
CLMNS-Ex.11	Deposition of Craig Edsill, Clemens' CEO	No
CLMNS-Ex.12	CLMNS-0000614890	No
CLMNS-Ex.13	Reply Report of Plaintiffs' Expert Russell Mangum	Yes
CLMNS-Ex.14	Deposition of Daniel Groff, Clemens' Senior Vice President of Supply Chain	No
CLMNS-Ex.15	CLMNS-0000651270	No
CLMNS-Ex.16	CLMNS-0000381840	No
CLMNS-Ex.17	CLMNS-0000598058	No
CLMNS-Ex.18	Corrected Report of Clemens' Expert Dr. Bruce Babcock	Yes
CLMNS-Ex.19	Deposition of Jason Kurtz, Owner of Keystone Mills	Yes
CLMNS-Ex.20	CLMNS-0000294761	No
CLMNS-Ex.21	Rabo_0000109498	Yes
CLMNS-Ex.22	Deposition of Erin Borrer, Vice President of Economic Analysis at the United States Meat Export Federation	No

CLMNS-Ex.23	Reply Report of Plaintiffs' Expert Dr. J. Douglas Zona	Yes
CLMNS-Ex.24	Deposition of Sioux Preme's Corporate Representative under Federal Rule of Civil Procedure 30(b)(6)	Yes
CLMNS-Ex.25	TF-P-002170364	Yes
CLMNS-Ex.26	TF-P-000080340	Yes
CLMNS-Ex.27	TF-P-001265967	Yes
CLMNS-Ex.28	SMITHFIELD00978852	Yes
CLMNS-Ex.29	Zona Report Backup Materials	Yes
CLMNS-Ex.30	CLMNS-0000097091	No
CLMNS-Ex.31	Report of Plaintiffs' Expert Dr. Michael Williams	Yes
CLMNS-Ex.32	Deposition of Plaintiffs' Expert Dr. Hal Singer	Yes
CLMNS-Ex.33	Deposition of Ronald Freed, Clemens' former Senior Sales Representative	No
CLMNS-Ex.34	AGSTAT-P-0002366389	Yes
CLMNS-Ex.35	USMEF0000000222	Yes
CLMNS-Ex.36	Report of Plaintiffs' Expert Dr. Hal Singer	Yes
CLMNS-Ex.37	Deposition of David Budnick, Clemens' former CFO	No
CLMNS-Ex.38	Commercial Indirect and Institutional Purchaser Plaintiff Interrogatory Responses	Yes
CLMNS-Ex.39	Deposition of Mark Bricker, Owner of Franklin Family Farms	Yes
CLMNS-Ex.40	CLMNS-0000096060	No
CLMNS-Ex.41	Deposition of Plaintiffs' Expert Dr. Russell Lamb	Yes
CLMNS-Ex.42	CLMNS-0000645909	No

CLMNS-Ex.43	Exhibit 661 to the Deposition of Shayle Shagam, the Livestock, Poultry, and Dairy Analyst for the USDA's World Agricultural Outlook Board	No
CLMNS-Ex.44	UPRO-0001899446	Yes
CLMNS-Ex.45	Exhibit 2 to the Deposition of Clemens' Expert Dr. Bruce Babcock	No
CLMNS-Ex.46	Deposition of Phil Clemens, Clemens' former CEO	No
CLMNS-Ex.47	CLMNS-0000030330	No
CLMNS-Ex.48	Exhibit 6 to the Deposition of Plaintiffs' Expert Dr. Hal Singer	No

Dated: June 7, 2024

/s/ Daniel Laytin
Daniel Laytin, P.C.